

DIVISION OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

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IN THE MATTER OF FACTORY	:	NOTICE OF EXEMPTION
BUTTE MINERAL PROJECT,	:	
UTAH STATE COAL LEASE	:	CAUSE NO. S/055/066
ML-45082, LOCATED IN	:	
SECTION 2, TOWNSHIP 27 SOUTH,	:	
RANGE 9 EAST, SLBM, WAYNE	:	
COUNTY, UTAH	:	

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THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION,
MINERAL AND ROYALTY OWNERS.

Notice is hereby given to interested persons that based on information provided by Dick Shumway, the Utah Division of Oil, Gas and Mining has reason to believe that the extraction of humic shale and carbonaceous product proposed by Dick Shumway for portions of Section 2, Township 27 South, Range 9 East, SLBM, Wayne County, Utah, may qualify as an exemption from regulation under the Utah Coal Regulatory Program. The basis for the qualification for exemption is noncommercial use as defined in Utah Admin. Code R. 645-100-400. Should the Division of Oil, Gas and Mining make the determination of exemption as proposed, reclamation of mining disturbances will still be required under the provisions of the Utah Mined Land Reclamation Act, Utah Code Ann. § 40-8-1 et seq.

Persons wishing to comment on this proposed Division decision should address written comments to: Lowell Braxton, Associate Director, Mining, Utah Division of Oil, Gas and Mining, 3 Triad Center, Suite 350, 355 West North Temple, Salt Lake City, Utah 84180-1203, within 30 days of the date of this publication.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary services to enable them to provide written comments should call Janice L. Brown at 538-5340 at least three working day prior to the 30th day following publication of this announcement.

DATED THIS 4th DAY OF JANUARY, 1993.

STATE OF UTAH
DIVISION OF OIL, GAS AND MINING



Lowell P. Braxton
Associate Director, Mining